

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
NORTHWESTERN DIVISION

THOMAS JAMES ROBERTS,	)	
	)	
Petitioner	)	
	)	
vs.	)	Case No. 3:13-cv-01072-RBP-HGD
	)	
WILLIE THOMAS, Warden, and	)	
THE ATTORNEY GENERAL OF	)	
THE STATE OF ALABAMA,	)	
	)	
Respondents	)	

**MEMORANDUM OPINION**

On July 1, 2013, the magistrate judge's report and recommendation was entered and the parties were allowed therein fourteen (14) days in which to file objections to the recommendations made by the magistrate judge. On July 9, 2013, petitioner filed objections to the magistrate judge's report and recommendation.

After careful consideration of the record in this case and the magistrate judge's report and recommendation and the petitioner's objections thereto, the court hereby ADOPTS the report of the magistrate judge. The court further ACCEPTS the recommendations of the magistrate judge that the petition for writ of habeas corpus be dismissed pursuant to 28 U.S.C. § 2244(b)(1) and for failure to comply with 28 U.S.C. § 2244(b)(3)(A).

A separate order in conformity with this Memorandum Opinion will be entered contemporaneously herewith.

DONE this 17<sup>th</sup> day of July, 2013.

A handwritten signature in black ink, reading "Robert B. Propst". The signature is written in a cursive style with a large, looped 'P' and 'T'. Below the signature is a solid horizontal line.

**ROBERT B. PROPST**  
**SENIOR UNITED STATES DISTRICT JUDGE**